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REPORT

ON

THE ADMINISTRATION OF CRIMINAL JUSTICE

IN

ASSAM

IN

1878.

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THE following report on the administration of criminal justice in Assam during 1878 has been prepared on the same plan as that drawn up last year. The forms of statement have, however, been revised with a view to giving information in greater detail than formerly. The alterations necessitated in the local returns in consequence have occasioned some delay in the receipt of the reports from Sessions Judges, and the preparation of this report has been further delayed by the necessity of calling for further information, and for revised figures in several instances.

The six districts of the Brahmaputra Valley, and the two districts of the Soorma Valley, constitute, as before, the territory to which the report relates. It has, however, been found necessary to revise the figures formerly given for area and population, excluding the Eastern Dooars and North Cachar; the accepted area of the whole tract the subject of the report is now taken to be 26,680 square miles, and the population 3,795,683 souls.

I.—THE CRIMINAL COURTS.

Sessions Judges and District Magistrates.

At the close of 1878, as at the close of 1877, the number of Sessions Judges was two, and of Magistrates of Districts eight. Of the latter all but one exercised the special powers described in section 36, Act X of 1872.

Subordinate Magistrates.

The number of Subordinate Magistrates at the close of 1877 and of 1878 was as follows:—

	Stipendiary.		Honorary.	
	1877.	1878.	1877.	1878.
Assam Valley Districts	33	31	21	24
Sylhet and Cachar	18	14	...	...

Benches of Magistrates.

No Benches of Magistrates have yet been constituted in any district in Assam.

II.—CRIME RETURNS.

In a report on the administration of justice by the Criminal Courts, it is not necessary to treat at length of the amount of crime in the period under review further than this may have affected the working of the Courts. Statements are, however, appended to this report as usual, which are intended to show the amount of crime under each head in each district.

Offences reported and cases rejected, 1878. *See Tables A. and B.*

When reviewing the Court's report for 1877, the Government of India suggested that the exclusion of cases said to be false from the returns might lead to abuse. Magistrates were accordingly requested to state separately the whole number of offences reported, and the number struck off as false. In Tables A. and B., appended, figures are given for Sylhet and Cachar for the past and the previous year. Details for 1877 are not available for the Assam Valley Districts in the returns from which cases rejected in 1878 under section 147, Criminal Procedure Code, have also not been distinguished, but are included under false cases. In future these will continue to be excluded, along with false cases, from figures indicating "cases returned as true," but they will be separately shown in the returns.

The total number of offences reported in the past year was 23,327, of which 20,845 were offences under the Penal Code, and 2,482 offences under Special Laws. Of the whole number 7,501, or 32 per cent., were rejected under section 147, Criminal Procedure Code, or struck off as false. This result is in part due to the fact that in Nowgong all cases not prosecuted have been struck out of the returns. The Court has issued instructions intended to produce uniformity of practice in future.

Of the whole number of offences struck off as false, 87 per cent. were offences under chapters XVI and XVII of the Penal Code. The proportion of cases struck off as false, or rejected under section 147, Criminal Procedure Code, varied much in different districts. It amounted to one-third of the whole in Kamroop and Sibsagor, and to one-half in Durrung. The manner in which the Nowgong returns have been prepared makes the results in that district wear an unduly unfavourable appearance.

Cases returned as true, 1877-78. *See Statements C. and D.*

In the present, as in last report, the number of persons convicted under each head of crime is shown alongside of the number of cases returned as true in Tables C. and D. A better test of the state of crime is thus provided than either set of figures by itself would afford.

The following table shows the results for the whole Province:—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Offences under the Penal Code . .	13,069	13,783	7,424	7,122
Ditto under Special Laws . .	1,776	2,043	1,915	2,135
	14,845	15,826	9,339	9,257

It will be observed that, while in the past year there has been an increase of about 1,000 in the number of cases returned as true, there has been a decrease of 82 in the number of persons convicted.

The details contained in Table D. show that the chief increase in the number of cases reported occurred in Kamroop, Lukhimpore and Sylhet. In the remaining districts there was a decrease, this being most marked in Nowgong, the returns of which district as already stated have been incorrectly prepared.

Offences classed.

In last year's report, offences were grouped into four great classes: three under the Penal Code, and one under Special Laws. In the present report it has been thought advisable to give greater detail, and offences under the Penal Code have been accordingly grouped into nine classes, a tenth embracing, as hitherto, all offences under Special Laws.

The details given in Table C. show that there was an increase in the number of cases accepted as true under all heads but those including chapters IX and X, and XIV and XV of the Penal Code. The number of persons convicted under these heads has also decreased as well as under chapters XVII to XXII of the Code.

District details.

In Tables E. and F. details are given showing the number of offences returned as true, and the number of persons convicted in each district under each head of crime. The following is a brief abstract of the results exhibited:—

		Offences reported.		Persons convicted.	
		1877.	1878.	1877.	1878.
Penal Code	Assam Valley Districts .	5,810	5,687	4,240	3,737
	Sylhet and Cachar .	7,259	8,096	3,184	3,385
Special Laws	Assam Valley Districts .	1,045	1,359	1,231	1,439
	Sylhet and Cachar .	731	684	484	696

The decrease in the number of persons convicted under the Penal Code extended to all the districts of the Assam Valley. The increase in convictions under Special Laws extended to all these districts except Goalpara and Durrung, and was most marked in Kamroop and Sibsagor. There was an increase in convictions under the Penal Code both in Sylhet and Cachar, and under Special Laws in the former district only.

Convictions for offences affecting the public tranquillity have increased in Sylhet and Cachar and in all the Assam Valley Districts, except Lukhimpore

and Sibsagor, where the decrease is marked. In Cachar many of the cases are said to be exaggerated assaults. In Sylhet the Deputy Commissioner reports that efforts are made to repress the turbulence of the people by imposing severe penalties in cases of rioting.

There has been an increase in the number of persons convicted of offences affecting the human body in Sylhet, Durrung and Sibsagor, and a decrease in the remaining districts, but there is nothing in the figures calling for remark.

In both Sylhet and Cachar an increase which is observable in the number of persons convicted of offences against property is attributed to the high prices of food which prevailed throughout the year. There was a decrease in the number of persons convicted of such offences in all the Assam Valley Districts except Sibsagor.

Under Special Laws the increase in convictions in Kamroop is said to be due partly to errors in the return for 1877 and partly to the inclusion of Municipal cases in 1878. In Cachar the decrease in the number of convictions is said to be due to there having been fewer cases under the Labour Acts.

Chief heads of crime.

The following statement is given in the same manner as last year, in order to show the number of cases accepted as true, and the number of persons convicted under some of the chief heads of crime in each of the past two years :—

Head of crime.	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
3, 4, 5. Offences affecting public tranquillity	356	376	968	1,060
9. False evidence	72	80	53	59
15. Offences affecting public safety	217	164	217	191
19. Murder	33	35	20	9
21. Culpable homicide	27	27	24	19
30. Serious hurt	52	48	27	37
31, 34. Simple hurt and assault	6,164	5,976	2,114	2,160
26, 27. Causing miscarriage	34	42	4	3
40. Rape	49	21	7	3
42, 43. Theft	2,933	2,571	1,207	1,147
52. Dacoity	9	2	10	3
44, 47. Robbery and extortion	63	84	18	22
60, 61. House-trespass and burglary	541	672	100	130
58. Mischief (serious)	135	144	59	40
70. Offences relating to marriage	420	523	27	28

Murder.

The following are the districts where cases of murder were most frequent during the past year :—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Sylhet	8	16	3	4
Cachar	6	12	2	3
Sibsagor	7	3	4	1

Sylhet, Sibsagor and Durrung are the districts where the greatest number of cases of culpable homicide occurred.

Dacoity.

Sylhet is the only district where dacoity is admitted to have occurred during the past year. Neither of the cases was attended with aggravating circumstances. Two cases were reported during the year in Goalpara, and the same number in Kamroop, but all these were struck off as false.

House-trespass.

In the following districts cases of house-trespass were most frequent :—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Sylhet	351	413	10	32
Cachar	12	101	21	18
Kamroop	50	53	17	8

The failure to detect offenders in cases of this class which was noticed in last year's report still attracts attention. It is to be observed that in Nowgong and Durrung upwards of 50 per cent. of the cases reported in 1878 were rejected as false. In Goalpara upwards of 42 per cent. were so dealt with.

Theft.

The following are the districts where during the past year the largest number of persons were convicted of theft:—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Sylhet	1,323	877	215	275
Kamroop	439	464	259	194
Durrung	208	237	167	154
Cachar	273	387	117	146

Under this head, also, the variation in practice as regards striking off cases as false is marked, the proportion of cases so dealt with varying from 39 per cent. in Cachar to 58 per cent. in Durrung.

The following statement gives details regarding offences relating to marriage during the past two years:—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Assam Valley Districts	102	146	14	20
Sylhet	260	336	11	6
Cachar	58	41	2	2

The Judge of the Assam Valley Districts, adverting to his remarks regarding offences of this description quoted in last year's report, remarks that he still thinks that many accused parties in such cases are unnecessarily summoned. With 249 offences reported in the districts under his charge no less than 103 were struck off as false, and of 93 persons under trial no less than 72 were acquitted. These results point to the necessity for increased care on the part of Magistrates in entertaining charges of this description, which are so easily made, and so seldom proved.

The following are the principal Special Laws, breaches of the provisions which occurred during the past year:—

	Cases returned as true.		Persons convicted.	
	1877.	1878.	1877.	1878.
Workmen's Act / Emigration Act	893	463 / 400	994	388 / 564
Cattle Trespass Act	451	411	271	221
Abkárí Acts	142	191	125	214
Municipal Acts	...	176	...	183
Police Act	173	290	186	365

The number of persons punished under the Workmen's Contract Act and the Labour Districts Act has decreased, although every year there is a sensible increase in the number of coolies employed on the tea gardens. Offences against the excise-laws have greatly increased, but no explanation of this result is to be found in the local returns.

Miscellaneous Proceedings under Act X of 1872—78.

See Statement 3.

A separate statement has this year been appended to the report showing the number of miscellaneous proceedings under the Code of Criminal Procedure. The number of cases and convictions under chapters XXXVII and XXXVIII during the past two years was as follows:—

	Cases reported.		Persons convicted.	
	1877.	1878.	1877.	1878.
Chapter XXXVII. Security for keeping the peace	527	569	1,102	736
Chapter XXXVIII. Security for good behaviour	159	194	84	60

Of the persons required to give security to keep the peace last year, 13 were convicted in the Assam Valley Districts, 622 in Sylhet and 101 in Cachar. Of the persons required to give security for good behaviour, 21 were in the Assam

Valley Districts (17 in Goalpara), 30 in Sylhet and 6 in Cachar. In addition to the above, orders for maintenance were passed under chapter XLI of the Code against 44 persons, 12 of whom were in Cachar, 4 in Sylhet and 28 in the Assam Valley Districts. Of 22 possession cases during the year 9 were in Cachar, the same number in the Assam Valley and 4 in Sylhet.

Results of trial.

The results of trial for all offences, as shown in the margin, were somewhat more favourable in the past than in the previous year. From Table C. it appears that, as might be expected, convictions are obtained with the greatest certainty under "Chapters XIV and XV of the Penal Code," and under "Special Laws" seeing that nuisance cases fall under these heads. Under chapters XVIII and XXII of the Penal Code, the proportion of convictions obtained (26 per cent.) is far from satisfactory, indicating that many persons are needlessly harassed by criminal prosecutions. This is explained by the fact that offences in connection with marriage already referred to appear under this head.

See Statements C., D. and G.

	1877.	1878.
Acquitted or discharged ...	6,155	5,626
Convicted	9,389	9,257
Percentage convicted ...	60	62

From Statement D. it appears that the district where the proportion of acquittals was least was Cachar, and that where it was greatest Kamroop. A reference to the details given in Table G. shows that in the latter district 49 per cent. only of the persons charged under the Penal Code were convicted. Under Special Laws the results were somewhat better. Still the result must be considered as very far from satisfactory. The Sessions Judge calls attention to the practice said to prevail in that district of allowing Honorary Magistrates to receive complaints and to forward them to the District Magistrate for orders. This officer, he says, generally refers back such complaints to the Honorary Magistrates if the cases are within their competence, without examining or even seeing the complainants. Cases are not properly sifted before admission, and many persons are unnecessarily summoned to stand their trial on petty charges, and frivolous complaints are encouraged.

BUSINESS COMING BEFORE THE CRIMINAL COURTS.

ORIGINAL JURISDICTION.

III.—THE HIGH COURT.

In the past year no cases were committed to the High Court for trial by the Criminal Courts in Assam.

SUBORDINATE CRIMINAL COURTS.

IV.—COURTS OF SESSION.

Number of trials.

The following statement shows the number of cases disposed of on trial by the Courts of Session and the number of persons concerned in them during the past two years :—

See Table H.

	Cases.		Persons.	
	1877.	1878.	1877.	1878.
Assam Valley Districts	33	19	45	28
Sylhet	47	69	122	130
Cachar	11	15	13	17
TOTAL . .	91	103	180	175

At the end of 1877, 12 persons remained under trial, 209 were committed during the past year, making a total of 221 persons for trial. Of these 5 died or escaped, 175 were tried as shown above, and 41 remained under trial at the close of 1878. It will be observed that in the Assam Valley Districts the number of cases dealt with by the Court of Session has decreased. This may in part be attributed to the fact that more cases were disposed of by Deputy Commissioners under the powers vested in them by section 36, Criminal Procedure Code, as shown below. On the other hand, there has been a considerable increase in the business of the Sessions Court of Sylhet, in which 149 persons were received on commitment in 1878 as compared with 116 in 1877.

Results of trial. *See Statement 4.* Of the 175 persons whose cases were disposed of during the past year by the Courts of Session, 78 were acquitted, 89 convicted. In addition to these, the cases of 8 were referred to the High Court, the cases of two being so referred under section 263, and of the rest under section 287, Criminal Procedure Code. Reckoning the former as acquitted and the latter as convicted, it appears that only 54 per cent. of the persons tried were convicted, the corresponding ratio in 1877 having been 60 per cent.

Trial by Jury. *See Statement 7.* In the Assam Valley Districts, as heretofore, charges under chapters VIII, XI, XVI, XVII and XVIII of the Indian Penal Code were tried by Juries composed of five persons. Fourteen cases were so disposed of in the past year. In nine cases the verdicts had the approval of the Judge; in one case he partially disapproved of it; in two he disagreed and took the orders of the High Court, which upheld the finding of the Jury acquitting the prisoners.

Trial with Assessors. *See Statement 7.* In Sylhet and Cachar the number of cases tried by the Sessions Judge with the aid of Assessors was 79. In 62 cases his opinion agreed with that of the Assessors. In six cases he differed from one, and in 11 cases from both Assessors.

Witnesses examined and discharged. *See Tables K. and L.* The number of witnesses examined by the Courts of Session during the past year was 737 as compared with 787 in the previous year. The amount paid to them as expenses was Rs. 554 in 1878 as compared with Rs. 866 in 1877. In the Assam Valley Districts, where work was light, the witnesses were examined and discharged promptly. From Sylhet the returns are not so favourable, 89 witnesses having been detained three days and upwards. This was doubtless due to the pressure of business before the Court.

V.—COURTS OF MAGISTRATES.

Amount of Business. *See Statement I.* The total number of persons under trial in the Courts of Magistrates was 15,293 in the past, as compared with 15,857 in the previous year. Excluding deaths, transfers and escapes, the number of persons whose cases were disposed of was 14,956, as compared with 15,485; and the number of persons awaiting trial at the close of the year was 298 as compared with 350.

The following table compares the work done in each sessions division in each of the past two years:—

	Decided on trial.			
	Cases.		Persons.	
	1877.	1878.	1877.	1878.
Assam Valley	5,379	5,367	8,850	8,426
Sylhet	2,739	2,863	4,897	4,936
Cachar	1,047	957	1,738	1,594
TOTAL	9,165	9,187	15,485	14,956

Number of cases decided. *See Statement 4.* In Cachar the number of cases decided in 1878 was slightly less, and in Sylhet slightly greater than in the previous year. Taking the province as a whole the number was almost the same in both years.

Class of cases decided. Of the cases decided last year, 120 were enquiries under chapter XV of the Criminal Procedure Code, 4,994 summons cases, and 4,073 warrant cases. The number of cases tried regularly, and tried summarily, is shown in the following statement:—

	Summons cases.	Warrant cases.
Tried regularly	3,430	3,338
Tried summarily	1,564	735

The number of Summary trials was 2,299 or 25 per cent. of the whole.

Magistrates by whom decided. Of the cases disposed of, 1,058 were decided by Honorary Magistrates, 7,462 by Subordinate paid Magistrates and 667 by District Magistrates. Of the cases last mentioned 40 were cases disposed of by Deputy Commissioners under the special powers vested in them by section 36, Criminal Procedure Code. This is greater by five than the number so disposed of in 1877. In the Assam Valley Districts the number was 37 as compared with 29. This result may, in part, be attributed to the orders issued by the Chief Commissioner requiring the Deputy Commissioners to exercise these special powers more freely.

Deputy Commissioners with special powers under section 36 Criminal Procedure Code.

Omitting 248 persons who were committed or sent before a superior Magistrate for sentence, the number of persons whose cases were decided on trial last year was 14,708. Of these 5,546 were acquitted or discharged, and 9,162 or 62 per cent. convicted. The mode of trial and the sentence passed in the case of persons convicted is shown in the following table:— Results of trial.

	On regular trial.	On summary trial.
Appealable sentence passed	4,904	171
Non-appealable ditto	1,792 .	2,295

From this it appears that in the case of persons tried summarily, 7 per cent. only had the right of appeal, while in the case of persons tried regularly the ratio was 73 per cent. Considering the difficulties in the way of persons dwelling in this remote province, placing their cases before the High Court as a Court of revision, it is obviously necessary that summary powers should be given only to officers carefully selected. It is to be regretted that no Benches of Magistrates have yet been constituted which might in time become qualified for the exercise of these powers.

The following statement gives the result of trials before Magistrates of each class:—

	Acquitted or discharged.		Convicted.		Percentage of convictions.	
	1877.	1878.	1877.	1878.	1877.	1878.
Subordinate Magistrates—						
(1) Honorary	716	921	624	834	46	47
(2) Stipendiary	5,361	4,382	8,990	7,517	62	63
District Magistrates	309	243	1,175	811	79	77
TOTAL . .	6,386	5,546	10,789	9,162	62	62

On the whole the proportion of persons convicted was the same as in the previous year. The results of trial, however, cannot be said to be favourable except in the case of District Magistrates who try comparatively few cases. In the case of Honorary Magistrates the figures appear unfavourable in Lukhimpore, Sibsagor and Nowgong, and especially in Durrung. These results are probably due to two causes; laxity in admission of complaints, as above adverted to, and a tendency to discharge after warning without inflicting punishment. This mode of dealing with petty complaints may, in the opinion of the Court, be often properly adopted by Magistrates whose local knowledge and influence enable them to exercise a sound discretion in the matter.

	Acquitted or discharged. 1878.	Convicted. 1878.	Percentage of convictions.
Goalpara	27	70	72
Kamroop	387	465	54
Nowgong	138	143	50
Durrung	271	94	25
Lukhimpore	23	15	40
Sibsagor	75	47	38

At the close of 1878 only six persons, all lunatics, had been under trial more than three months. The number under trial more than one month was 59, as compared with 39 at the close of 1877. In most districts work is light, and cases ought to be promptly disposed of. Pending Files. *See Statement J.*

The number of witnesses examined in the Courts of Magistrates was 33,727 in the past, as compared with 34,915 in the previous year. There is nothing in the details given in Table K., appended, calling for remark beyond a considerable decrease in the number of witnesses examined in Kamroop, which is the more noticeable as there was a slight increase in the number of persons tried in that district. Witnesses examined. *See Statement K.*

The returns of expenses paid to witnesses show that the amount expended is merely nominal. In Sylhet, where about 13,000 witnesses were discharged, the amount paid as expenses was Rs. 67 only. In Goalpara and Kamroop nothing was spent. In Cachar with some 5,000 witnesses Rs. 13 only was expended. Expenses of witnesses.

The returns of witnesses discharged show that 29,749 were allowed to go on the first day of attendance, 2,748 on the second day, 739 on the third day and 491 after the third day. The results are not satisfactory in Sylhet where, however, Detention of witnesses. *See Statement L.*

the pressure of business is comparatively great and may, in some measure, account for the undue detention of witnesses. In Goalpara there is no such pressure, but there, also, witnesses are detained longer than is desirable.

VI.—PUNISHMENTS.

Sentence of death was passed by the Court of Session on six persons during the past, as compared with nine in the previous year. Of the six persons so sentenced four were tried in Sylhet and two in Cachar. Including the case of one person under sentence of death which was pending at the close of 1877, the cases of seven persons came before the High Court for the confirmation of sentence of death. In the case of three persons the sentence was confirmed, and in the case of four persons it was reduced to one of transportation for life.

The other sentences passed by Courts of Session were as follows: six persons were sentenced to transportation for life; 17 to transportation for a term; 62 persons to rigorous and two to simple imprisonment; 32 persons to fine with, and two to fine without, imprisonment.

The number of persons sentenced by Magistrates to imprisonment, fine and flogging respectively, or to more than one of these punishments, was as follows:—

	1877.	1878.
Imprisonment	3,699	3,134
Fine	6,196	6,172
Whipping	189	309

The imprisonment ordered was simple in the case of 68 persons. No sentence of solitary confinement was ordered. Sentence of imprisonment for more than two years was passed by Deputy Commissioners by virtue of their special powers under section 36, Criminal Procedure Code, in the case of 18 persons. Five other persons were so sentenced by Subordinate Magistrates of the 1st class. In no case was a sentence of imprisonment passed on a juvenile offender commuted to one of detention in a reformatory. In fact no reformatory has yet been provided in this Province.

The following table shows the results during the past two years as regards fines imposed by all Courts:—

	Amount imposed.	Amount realized.	Paid as compensation.
	Rs.	Rs.	Rs.
1877	82,244	67,389	8,556
1878	77,445	60,469	11,134

There was a decrease in the amount of fines realized in the past year, greater than can be accounted for by the decrease in the amount of fines imposed. At the same time there has been a large increase in the amount paid to complainants by way of compensation. This result is most noticeable in the districts of Lukhimpore, Sibsagor and Cachar, but no explanation of it has been offered by local officers.

APPELLATE JURISDICTION.

VII.—THE HIGH COURT.

The number of appeals from the decisions of the Courts in Assam in Criminal cases filed, decided and pending in the High Court in the past two years was as follows:—

Districts	Filed.		Decided.		Pending.	
	1877.	1878.	1877.	1878.	1877.	1878.
Valley Districts	8	11	9	12	1	...
Sylhet	20	25	22	29	4	...
Cachar	6	5	7	5	...	...
TOTAL ...	34	41	38	46	5	...

Including cases pending from 1877 the total number of appeals from Assam before the Court in 1878 was 46, of which nine were against the decisions of Deputy Commissioners in the exercise of the special powers vested in them under section 30, Criminal Procedure Code, and 37 were against the decisions of Sessions Judges. All these appeals were disposed of and there were none pending at the close of the year.

The following statement shows the result of the appeals in the High Court:—

Courts whose judgments were appealed against.	Affirmed.	Reversed.	Varied.	Otherwise disposed of.	Total.
Deputy Commissioners	6	2	...	1	9
Sessions Judges	28	3	6	...	37
Total ...	34	5	6	1	46

Of the 45 appeals which came to a hearing, in 34, or 75 per cent., the judgment of the lower Court was upheld. The percentage of decisions reversed or varied was thus 25 per cent. only in the past, as compared with 20 per cent. in the previous year.

VIII.—APPELLATE COURTS SUBORDINATE TO THE HIGH COURT.

The following statement shows the number of appeals against the judgments of the Subordinate Criminal Courts in Assam, preferred, disposed of and pending in the Appellate Courts in the interior during the past two years.

Appeals filed, disposed of and pending, 1877 and 1878.
See Table N.

District.	Court.	Preferred.		Disposed of.		Pending.	
		1877.	1878.	1877.	1878.	1877.	1878.
Assam Valley Districts ...	Sessions Judge	106	105	95	104	11	1
	District Magistrate.	138	154	134	153	4	1
Sylhet and Cachar ...	Sessions Judge	121	76	120	76	3	3
	District Magistrate.	132	121	128	128	8	1
Total ...	Sessions Judge	227	181	215	180	14	4
	District Magistrate.	270	275	262	281	12	2

The total number of appeals filed in 1878 was 456 as compared with 497 in the previous year. The number disposed of was 461 as compared with 477, while six only were pending at the close of the past as compared with 20 at the close of the previous year.

From the table given above, it appears that last year there was a considerable decrease in the number of appeals filed before the Sessions Judge of Sylhet and Cachar. Before the Sessions Judge of the Assam Valley Districts the number was almost stationary. In the Courts of District Magistrates there was an increase in the latter, and a decrease in the former Sessions Division.

Number of appellants and result of appeals, 1878.
See Table O.

The number of persons who appealed in 1878 was 857, or 16 per cent. of the number regarding whom appealable orders were passed. The orders of the lower Court were upheld in the case of 558 persons, or 64 per cent. of those who appealed. The ratio was favourable to the lower Courts in the case of Lukhimpore (93 per cent.) and Sibsagor (81 per cent.) and unfavourable in the case of Goalpara (34 per cent.). In the case of none of those districts, however, did the number of appellants exceed 50.

Applications for revision, preferred, disposed of and pending, 1877 and 1878.
See Table P.

The following table, corresponding to that given above for appeals, shows the number of applications for revision, preferred, disposed of and pending in the past two years in the Courts of Sessions Judges and District Magistrates:—

District.	Court.	Preferred.		Disposed of.		Pending.	
		1877.	1878.	1877.	1878.	1877.	1878.
Assam Valley Districts ..	Sessions Judge	23	36	21	35	2	1
	District Magistrate.	12	13	12	13	...	...
Sylhet and Cachar ...	Sessions Judge	26	20	25	21	1	...
	District Magistrate.	53	25	51	58	2	...
Total ...	Sessions Judge	49	56	46	56	3	1
	District Magistrate.	65	38	63	71	2	...

The total number of applications made in 1878 was 94 as compared with 114 made in 1877. The number of applications disposed of was 127 as compared with 109, and the number pending at the end of 1878 was one only as compared with five at the end of 1877.

Number of applicants for revision and result of applications, 1878.
See Table Q.

The total number of persons who applied in 1878 to have unappealable orders of the Subordinate Criminal Courts revised was 138, or one per cent. of the number in respect to whom orders were passed. The orders of the lower Courts were upheld in the cases of 114 persons or 76 per cent. of those who applied.

SUPERINTENDENCE, REFERENCE AND REVISION.

IX.—THE HIGH COURT.

Revision.

The total number of cases dealt with by the High Court under its powers of revision during the past year was 32; of these two were pending at the close of 1877, 12 were referred for the orders of the Court under section 296 by District Magistrates and Sessions Judges, and the rest came before the Court on Motion or otherwise.

The following table shows the result of the proceedings in the High Court:—

Courts.	Affirmed.	Reversed.	Varied.	Otherwise disposed of.	Total.
Courts of Session...	1	...	...	2	3
Magistrates of Districts	5	...	...	...	5
Other Magistrates	15	7	2	...	24
Total ...	21	7	2	2	32

Reference.

As already stated, two cases were referred for the orders of the Court under section 263, Criminal Procedure Code, by the Sessions Judge, Assam Valley Districts, in both of which the finding of the Jury was allowed to have effect.

The number of cases dealt with by the Court under section 287, Criminal Procedure Code, was seven, one of which was pending at the end of 1877. In three cases sentence of death was confirmed, and in four cases it was commuted to a lesser punishment.

X.—SUBORDINATE COURTS.

The total number of applications for revision dealt with by the Courts in the interior during the year was 128, of which 57 were before the Courts of Session and the rest before District Magistrates. In 102 cases the applications were rejected, in 12 a reference was made to the High Court, one case was pending at the close of the year, and in the rest a new trial or further enquiry was ordered. **Revision.**

XI.—FINANCIAL.

In order to show the cost of the Criminal Courts, two statements exhibiting the receipts and charges of these Courts, the first in total figures, the second in some detail, are appended to the present report. The same difficulty occurs here which is met with in preparing similar statements for the Civil Courts, from the fact that in Assam most judicial officers are employed in more than one department, while it is not practicable to secure a very accurate record being kept of the time devoted to each class of duties. The salaries have, however, been apportioned on the rough estimate made by local officers of the share of time allotted to each department, and the result is to show the very large annual deficit of Rs. 1,50,087 as exhibited in the margin. In the Assam Valley Districts the excess of expenditure over receipts amounted to Rs. 1,26,308, and in Sylhet and Cachar to Rs. 23,779. In Sylhet taken separately the excess was trifling, the greater part of the deficit arising in Cachar. The expenditure is large in proportion to the work to be done, but it must be borne in mind that this is in a great measure owing to the state of the country. The location of Courts is determined as much by distance from head-quarters as by density of population. **Cost of the Criminal Courts in 1878.** *See Statement R.*

1878.		
Total Receipts	...	Rs. 1,08,663
„ Charges	...	„ 2,58,750
Deficit	...	Rs. 1,50,087

The total receipts of the past year in stamps and cash respectively were as follows :— **Details of receipts and charges, 1878.** *See Statement R.*

		Stamps. Rs.		Cash. Rs.
Process Fees	...	11,498	Fines ...	74,977
Other Fees	...	21,078	Miscellaneous ...	1,106
TOTAL	...	32,576		76,083

Setting off against the process fees realized the cost of the process-serving establishment amounting to Rs. 9,350, the profit to Government from these fees amounted to Rs. 2,148, including which the net receipts from stamps was Rs. 23,226.

The following are the details of the expenditure of the year :—

	Rs.
Share of the salary of judicial officers debitable to Criminal Justice	150,871
Establishment, including process-servers	88,445
Contingencies and refunds	19,429

It will be observed that in the above table no charge is entered for leave or pensionary allowances, or for expenditure incurred by other departments such as the Public Works Department. The Court has no information on these points, which must, however, be borne in mind when considering the effect of the figures given above.

STATEMENTS.

CONTENTS.

	Pages.
Provincial Statements A to R.	15 to 23
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Table A.

Comparative table showing the number of offences reported, complaints rejected and struck off as false, as also the percentage of cases accepted as true.

DESCRIPTION OF OFFENCE.	Number of offences reported.		Number of cases in which complaint was rejected, section 147, C. P. C.		Number of other cases struck off as false.		Percentage of cases returned as true.	
	1877.*	1878.	1877.*	1878.*	1877.*	1878.	1877.*	1878.
Offences against the State and relating to the Army and Navy, Chapters VI and VII of the I. P. C.	...	...	...	...	...	...	...	...
Offences against the Public Tranquillity, Chapter VIII.	...	476	...	...	...	98	...	77
Offences relating to Public Servants, Chapters IX and X	...	333	...	...	...	11	...	96
Offences against Public Justice and False Evidence, Chapter XI	...	258	...	...	...	12	...	94
Offences relating to Coin, Stamps, Weights and Measures, Chapters XII and XIII	...	53	...	...	...	3	...	94
Offences affecting Public Health, &c., and Religion, Chapters XIV and XV	...	340	...	...	...	42	...	87
Offences affecting Human Body, Chapter XVI	...	8,714	...	...	...	2,011	...	71
Offences against Property, Chapter XVII	...	9,571	...	...	...	3,723	...	57
Miscellaneous offences under the Penal Code, Chapters XVIII to XXII	...	1,100	...	...	...	264	...	66
Total offences under the Penal Code	...	20,845	...	...	...	6,164	...	66
Offences under Special Laws	...	2,482	...	...	...	430	...	82
GRAND TOTAL	...	23,327	...	...	...	6,594	...	68

* These columns are not filled up as details are not available for the Districts of the Assam Valley.

Table B.

Comparative statement showing the total number of offences reported, of offences struck off as false, and of persons convicted in 1877 and 1878.

	DISTRICT.	Number of offences reported.		Number of cases in which complaint was rejected under section 147, C. P. C.		Number of other cases struck off as false.		Percentage of cases returned as true.	
		1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.
Assam Valley Districts.	Goalpara	...	1,307	...	...	...	416	...	68
	Kamroop	...	2,963	...	...	...	1,047	...	64
	Nowgong	...	2,009	...	...	...	1,304	...	35
	Durrung	...	2,133	...	...	...	1,058	...	50
	Lukhimpore	...	1,300	...	...	...	313	...	75
	Sibsagor	...	2,201	...	...	...	729	...	66
Sylhet		8,005	8,763	372	706	1,644	1,345	74	76
Cachar		2,870	2,651	231	201	537	382	...	78
	TOTAL	...	23,327	...	...	...	6,594	...	68

Table C.

Comparative table showing number of offences returned as true, of persons acquitted and convicted, and showing the percentage convicted.

DESCRIPTION OF OFFENCES.	Number of cases returned as true.		Number of Persons				Percentage convicted.	
			Acquitted or discharged.		Convicted.			
	1877.	1878.	1877.	1878	1877.	1878.	1877.	1878.
Offences against the State and relating to the Army and Navy, Chapters VI & VII of the I. P. Code . . .	...	...	...	...	...	...	...	...
Offences against the Public Tranquillity, Chapter VIII.	265	367	363	296	968	1,060	72	78
Offences relating to Public Servants, Chapters IX & X.	349	320	270	136	552	495	67	78
Offences against Public Justice and False Evidence, Chapter XI	202	243	101	111	209	219	67	66
Offences relating to Coin, Stamps, Weights and Measures, Chapters XII & XIII	41	50	24	14	22	35	47	71
Offences affecting Public Health, &c., and Religion, Chapters XIV & XV .	400	296	45	44	463	351	91	88
Offences affecting the Human Body, Chapter XVI . .	6,191	6,242	2,358	2,162	2,494	2,477	51	53
Offences against Property, Chapter XVII . . .	5,055	5,531	2,155	2,018	2,564	2,370	54	54
Miscellaneous offences under the Penal Code, Chapters XVIII to XXII . .	566	734	332	317	152	115	31	26
Total of offences under the Penal Code . . .	13,069	13,783	5,648	5,098	7,424	7,122	56	58
Offences under Special Laws .	1,776	2,043	507	528	1,915	2,135	79	80
GRAND TOTAL .	14,845	15,826	6,155	5,626	9,339	9,257	60	62

Table D.

Comparative table showing for each district, the number of cases returned as true, persons acquitted and convicted and the percentage convicted.

	DISTRICT.	Number of cases accepted as true.		Number of Persons				Percentage convicted.	
				Acquitted or discharged.		Convicted.			
		1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.
Assam Valley Districts.	Goalpara . . .	966	891	531	394	713	595	57	60
	Kamroop . . .	1,476	1,916	825	767	890	1,010	52	56
	Nowgong . . .	982	705	328	366	716	607	68	62
	Durrung . . .	1,159	1,075	561	635	1,311	1,119	70	63
	Lukhimpore . .	718	987	353	341	884	789	71	69
	Sibsagor . . .	1,554	1,472	780	730	957	1,056	55	59
Sylhet		5,888	6,712	2,223	1,975	2,680	2,918	54	59
Cachar		2,102	2,068	554	418	1,188	1,163	68	73
TOTAL .		14,845	15,826	6,155	5,626	9,339	9,257	60	62

Table E.

Comparative statement showing the number of offences of each class reported, less the number rejected and struck off as false in 1877 and 1878.

	DISTRICT.	Offences against the State and relating to the Army and Navy, Chapters VI and VII, Indian Penal Code		Offences against public tranquillity, Chapter VIII		Offences relating to public servants, Chapters IX and X.		Offences against public justice and false evidence, Chapter XI.		Offences relating to coin, stamps, weights and measures, Chapters XII and XIII.		Offences affecting public health, &c., and religion, Chapters XIV and XV		Offences affecting the human body, Chapter XVI		Offences against property, Chapter XVII.		Miscellaneous offences under the Penal Code, Chapters XVIII to XXII		Total offences under the Penal Code.		Offences under Special Laws.		Grand Total.	
		1877.	1878.	1877.	1878	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878	1877.	1878.	1877.	1878	1877.	1878.
Assam Valley Districts.	Goalpara	...	...	9	24	18	14	12	13	3	4	16	4	322	277	420	385	67	65	867	786	99	105	966	891
	Kamroop	...	...	6	9	21	14	10	22	11	2	2	15	502	626	769	852	42	55	1,363	1,595	113	321	1,476	1,916
	Nowgong	...	...	6	5	15	16	3	12	4	2	97	69	354	264	305	194	48	20	832	582	150	123	982	705
	Durrung	...	...	7	8	16	23	12	21	4	5	197	130	301	344	374	347	47	31	958	909	201	166	1,159	1,075
	Lukhimpore	...	...	10	6	31	6	7	9	3	7	10	10	228	214	212	343	34	74	535	669	183	318	718	987
	Sibsagor			18	10	15	20	26	18	1	...	28	40	478	408	647	578	42	72	1,255	1,146	299	326	1,554	1,472
	Total ...			56	62	116	93	70	95	26	20	350	268	2,185	2,133	2,727	2,699	280	317	5,810	5,687	1,045	1,359	6,855	7,046
Sylhet		...	...	183	248	193	194	107	116	13	25	21	11	3,330	3,520	1,634	1,929	196	357	5,677	6,394	211	318	5,888	6,712
Cachar		...	...	26	57	40	33	25	38	2	5	29	17	676	589	694	903	90	60	1,582	1,702	520	366	2,102	2,068
Grand Total ...				265	367	349	320	202	243	41	50	400	296	6,191	6,242	5,055	5,531	566	34	13,069	13,783	1,776	2,043	14,845	15,826

Table F.

Comparative statement showing in detail for each class the number of persons convicted in 1877 and 1878.

	DISTRICT.	Offences against the State or relating to the Army or Navy, Chapters VI and VII of the Indian Penal Code.		Offences affecting the public tranquillity, Chapter VIII.		Offences relating to public servants, Chapters IX and X.		Offences against public justice and false evidence, Chapter XI.		Offences relating to coin, stamps, weights and measures, Chapters XII and XIII.		Offences affecting public health, &c., and religion, Chapters XIV and XV.		Offences affecting the human body, Chapter XVI.		Offences against property, Chapter XVII.		Miscellaneous offences under the Penal Code, Chapters XVIII to XXII.		Total offences under the Penal Code.		Offences under Special Laws.		Grand Total.	
		1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877	1878.	1877.	1878.	1877.	1878.	1877.	1878.	1877.	1878.
Assam Valley Districts.	Goalpara	...	...	45	57	15	12	15	12	2	...	25	3	171	168	334	243	17	13	624	508	89	87	713	595
	Kamroop	...	...	14	22	29	36	11	11	4	1	2	8	324	258	397	337	5	12	786	685	104	325	890	1,010
	Nowgong	...	...	21	39	21	16	3	18	1	1	132	70	267	208	167	140	4	8	616	500	100	107	716	607
	Burrung	...	...	15	19	17	22	12	33	5	4	221	164	248	308	301	278	42	13	861	841	450	278	1,311	1,119
	Lukhimpore	...	...	58	40	37	11	5	7	2	9	9	14	199	172	292	193	17	28	619	474	265	315	884	789
	Sibsagor	...	...	109	52	21	27	36	15	...	...	18	43	258	285	271	284	21	23	734	729	223	327	957	1,056
	Total ...	...	...	262	229	140	124	82	96	14	15	407	302	1,467	1,399	1,762	1,475	106	97	4,240	3,737	1,231	1,439	5,471	5,176
Sylhet		...	...	584	678	384	320	100	97	8	14	21	21	810	877	536	602	33	11	2,476	2,620	204	298	2,680	2,918
Cachar		...	...	122	153	28	51	27	26	...	6	35	28	217	201	266	293	13	7	708	765	490	398	1,188	1,163
Grand Total ...		...	...	968	1,060	552	495	209	219	22	35	463	351	2,494	2,477	2,564	2,370	152	115	7,424	7,122	1,915	2,135	9,339	9,257

Table G.

Comparative statement showing the percentage of persons whose cases were disposed of who were convicted in 1877 and 1878.

DISTRICT.	Offences under the Penal Code.		Offences under Special Laws.		ALL OFFENCES.	
	1877.	1878.	1877.	1878.	1877.	1878.
ASSAM VALLEY DISTRICTS. Goalpara	55	57	72	81	57	60
Kamroop	50	49	67	84	52	56
Nowgong	68	61	72	69	68	62
Durrung	62	59	90	83	70	63
Lukhimpore	67	63	81	81	71	69
Sibsagor	53	55	61	68	55	59
Sylhet	53	57	78	82	54	59
Cachar	69	68	86	87	68	73
TOTAL	56	58	79	80	60	62

Table H.

Comparative table showing the number of persons under trial, disposed of and pending trial in the Courts of Sessions during 1877 and 1878.

DISTRICT.	Number of persons under trial.		Disposed of, excluding deaths, transfers and escapes.		Pending at the close of the year.	
	1877.	1878.	1877.	1878.	1877.	1878
ASSAM VALLEY DISTRICTS. Goalpara	5	5	4	3	1	2
Kamroop	13	17	10	8	1	8
Nowgong	...	...	...	...	...	...
Durrung	7	5	7	5	...	...
Lukhimpore	9	..	9	...	...	...
Sibsagor	17	15	16	12	1	..
SYLHET	131	157	122	130	8	27
CACHAR	14	22	13	17	1	4
Total	196	221	181	175	12	41

Table I.

*Comparative table showing the number of persons under trial, disposed of and pending in the Courts of Magistrates during 1877 and 1878.**

DISTRICT.	Number of persons under trial.		Disposed of, excluding deaths, transfers and escapes.		Pending at the close of the year.	
	1877.	1878	1877.	1878.	1877.	1878.
ASSAM VALLEY DISTRICTS. Goalpara	1,271	1,045	1,245	990	25	53
Kamroop	1,737	1,808	1,717	1,789	20	15
Nowgong	1,052	989	1,044	975	6	6
Durrung	1,904	1,769	1,871	1,754	32	14
Lukhimpore	1,250	1,163	1,235	1,130	15	32
Sibsagor	1,751	1,810	1,738	1,788	11	18
Sylhet	5,098	5,060	4,897	4,936	188	109
Cachar	1,794	1,649	1,738	1,594	53	51
TOTAL	15,857	15,293	15,485	14,956	350	298

* This table includes cases disposed of by Deputy Commissioners vested with special powers under section 36, C. P. C.

Table J.

Statement showing in details the persons who were awaiting trial before the Magistrates at the end of 1878.†

	DISTRICT.	On bail or recognizance.	In lock-up.	Otherwise.	More than six months.	More than three months.	More than one month.	REMARKS.
Assam Valley Districts.	Goalpara	54	...	...	...	...	6	
	Kamroop	9	6	...	2*	...		
	Nowgong	4	2	...	...	...	...	
	Durrung	8	11	.	...	...	...	
	Lukhimpore	14	18	...	. .	...	. 7	*Lunatics.
	Sibsagor	13	5	...	2*	2*	...	
Sylhet		83	30	5	...	..	29	
Cachar		48	18	...	...	...	17	
	TOTAL	228	90	5	4	2	59	

† This table includes persons proceeded against under the miscellaneous provisions of the Code of Criminal Procedure and therefore differs from Table I.

Table K.

Comparative statement showing the number of witnesses examined and the amount paid for their expenses during 1877 and 1878.

	DISTRICT.	NUMBER OF WITNESSES.				AMOUNT PAID AS EXPENSES.			
		Courts of Session		Magistrates' Courts.		Courts of Session.		Magistrates' Courts.	
		1877.	1878.	1877.	1878.	1877	1878.	1877.	1878
						Rs. A. P.	Rs. A. P.	Rs. A. P.	Rs. A. P.
Assam Valley Districts.	Goalpara	11	23	2,633	2,531	7 10 0	77 11 0		.
	Kamroop	29	23	4,104	2,966	...	9 10 0	32 0 0	...
	Nowgong	...	...	2,513	2,339	...	...	..	13 8 0
	Durrung	23	2	2,229	2,260	76 0 0	2 12 0	32 0 0	10 2 0
	Lukhimpore	35	...	1,965	1,709	319 11 0	...	14 8 0	11 5 0
	Sibsagor	29	43	3,200	3,844	15 12 0	15 0 0	1 2 0	27 5 0
Sylhet		581	562	13,378	12,993	405 11 9	377 11 0	.	67 0 0
Cachar		79	84	4,893	5,085	41 12 0	71 9 0	2 12 0	13 1 0
	TOTAL	787	737	34,915	33,727	866 8 9	554 5 0	82 6 0	142 8 0

Table L.

Statement showing the total number of witnesses discharged during 1878, with the number of days they were detained.

	DISTRICT.	NUMBER OF WITNESSES DISCHARGED.							
		COURTS OF SESSIONS.				MAGISTRATES' COURTS.			
		On the 1st day.	On the 2nd day.	On the 3rd day.	After the 3rd day.	On the 1st day.	On the 2nd day.	On the 3rd day.	After the 3rd day.
Assam Valley Districts.	Goalpara	23	...	...	...	2,389	96	34	12
	Kamroop	23	..	..	...	2,889	73	2	2
	Nowgong	...	...	...	...	2,294	31	14	
	Durrung	2	...	...	...	2,248	8	.	4
	Lukhimpore	...	...	. .	...	1,660	49	.	.
	Sibsagor	43	...	...	.	3,723	96	25	
Sylhet		685	146	24	65	9,654	2,225	650	154
Cachar		89	41	2	..	4,892	107	17	9
	*TOTAL	868	187	26	65	29,749	2,718	739	491

* Inclusive of persons discharged without examination

Table M.

Comparative statement showing the amount of fines imposed by the Criminal Courts in 1877 and 1878, the amount realized and the amount paid by way of Compensation.

	DISTRICT	Total amount of fines						Amount realized.						Amount paid by way of Compensation.					
		1877.			1878.			1877.			1878.			1877			1878		
		Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P
Assam Valley Districts.	Goalpara	4,940	4	0	2,383	13	6	4,570	14	0	1,746	7	6	971	0	0	385	0	0
	Kamroop	5,796	0	0	5,075	12	0	4,613	0	0	4,957	7	9	852	13	0	757	8	0
	Nowgong	2,041	0	0	5,843	12	0	2,868	3	0	5,100	4	0	525	9	0	985	6	0
	Durrung	6,760	2	0	8,365	14	0	6,781	7	6	6,898	9	9	284	3	6	770	0	0
	Lukhimpore	7,892	0	0	8,806	0	0	7,498	0	0	7,851	0	0	1,236	0	0	2,503	0	0
	Sibsagor	8,582	8	0	11,502	0	0	7,567	8	0	10,128	12	7	1,032	0	0	2,116	6	6
Cachar		5,862	0	0	7,231	0	0	4,825	2	3	4,819	2	6	636	0	3	1,383	10	3
Sylhet		37,470	8	0	28,237	11	0	28,665	8	9	18,668	1	0	3,015	13	0	2,143	14	0
	Total	82,244	6	0	77,445	14	6	67,389	11	6	60,469	16	1	8,556	6	9	11,134	12	9

Table N.

Comparative statement showing the number of Appeals (Cases) preferred, disposed of and pending in each district in 1877 and 1878 in the Courts of District Magistrates and Sessions Judges.

	DISTRICT.	1877.						1878.					
		Preferred.		Disposed of.		Pending.		Preferred.		Disposed of.		Pending.	
		Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.
Assam Valley Districts.	Goalpara	11	23	10	20	1	3	8	21	8	21	...	...
	Kamroop	25	54	23	53	2	1	19	61	19	60	...	1
	Nowgong	13	30	12	30	1	...	15	49	15	49	...	...
	Durrung	17	7	15	7	2	...	27	9	27	9	..	...
	Lukhimpore	13	7	10	7	3	...	13	5	12	5	1	...
	Sibsagor	27	17	25	17	2	...	23	9	23	9	...	...
Sylhet		108	125	109	121	...	8	54	89	52	96	2	1
Cachar		13	7	11	7	3	...	22	32	24	32	1	...
	Total	227	270	215	262	14	12	181	275	180	281	4	2

Table O.

Statement showing the number and percentage of persons who appealed to Court of Session or to Magistrates of Districts from the orders of the Subordinate Criminal Courts and of the Appellants in whose cases these orders were upheld.

	DISTRICT.	Number of persons who appealed.	Ratio per cent. of persons appealing to persons in respect to whom appealable orders were passed.	Number of appellants in whose case the sentences or orders were confirmed.	Ratio per cent. of affirmed to decided.
Assam Valley Districts.	Goalpara	47	19	16	34
	Kamroop	137	19	64	47
	Nowgong	105	25	69	65
	Durrung	65	12	44	67
	Lukhimpore	44	17	40	93
	Sibsagor	49	10	40	81
Cachar		107	14	69	62
Sylhet		303	17	216	68
	Total	857	16	558	64

Table P.

Comparative table showing the number of applications for Revision (Cases) preferred, disposed of and pending during the past as compared with the preceding year.

	DISTRICT.	1877.						1878.					
		PREFERRED.		DISPOSED OF.		PENDING.		PREFERRED.		DISPOSED OF		PENDING.	
		Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session.	District Magistrate.	Court of Session	District Magistrate.
Assam Valley Districts.	Goalpara	7	9	6	9	1		2	12	1	12	1	...
	Kamroop	9	3	8	3	1	...	26	1	26	1	.	...
	Nowgong	2	...	2	...	...	...	3	...	3	...	...	.
	Durrung	...	...	.	.	...	...	2	. .	2	...		...
	Lukhimpore.	2	...	2	...	...	...	1		1	.	...	.
	Sibsagor	3	...	3		...	...	2	...	2	..	. .	...
Sylhet		16	53	16	51	...	2	14	56	14	58	.	...
Cachar		10	...	9	...	1	...	6		7	...	.	...
	TOTAL	49	65	46	63	3	2	56	69	56	71	1	. .

Table Q.

Statement showing the number and percentage of persons who applied to Courts of Session and Magistrates of Districts for the Revision of orders of the Subordinate Criminal Courts and of Applicants in whose case these orders were upheld.

	DISTRICT.	Number of persons who applied for revision.	Ratio per cent. of applicants for revision to number of persons in respect to whom orders were passed.	Number of applicants whose applications were rejected or in whose case order was confirmed	Ratio per cent. of rejected to disposed of.
Assam Valley Districts.	Goalpara	15	2	12	57
	Kamroop	29	2	23	79
	Nowgong	3	5	2	66
	Durrung	2	1	2	100
	Lukhimpore	1	1	1	100
	Sibsagor	2	1	2	66
Cachar		5	6	7	87
Sylhet		81	2	65	78
	TOTAL	138	1	114	76

Table R.

Statement showing the total Receipts and Charges of Criminal Courts, 1878.

DISTRICT.	Receipts.	Charges.	Surplus.	Deficit.
	Rs.	Rs.	Rs.	Rs.
Assam	53,103	1,79,411	....	1,26,308
Sylhet and Cachar	55,560	79,339	.....	23,779
TOTAL	1,08,663	2,58,750	.....	1,50,087

Table R 1.

Statement showing details of the Receipts and Charges of the Criminal Courts during 1878.

	RECEIPTS.					CHARGES.				
	In Court-fee Stamps.		In cash.		Total.	Share of Officers' salary debitable to Criminal Justice.	Establishments		Contingencies and Refunds.	Total.
	Process fees.	Other fees.	Fines.	Other receipts credited to Government.			Process-servers.	Other.		
Assam Valley Districts.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
Magistrates' Courts. Goalpara	679	1,538	1,746	112	4,076	13,769	568	8,014	1,344	24,596
Kamroop	1,140	3,741	4,957	...	9,838	15,179	725	3,390	882	20,177
Nowgong	840	1,856	4,415	...	7,112	14,176	814	10,241	2,245	27,476
Durrung	570	1,454	6,129	18	8,170	16,147	359	10,337	662	27,505
Lukhimpore	590	918	7,851	92	9,451	12,888	588	6,922	670	21,068
Sibsagor	954	2,153	11,086	57	14,251	17,537	929	17,227	1,527	37,221
Court of Session	...	80	125	...	205	11,868	..	8,910	591	21,369
Total	4,773	11,740	36,309	279	53,103	1,01,564	3,983	65,041	7,921	1,79,411
Sylhet and Cachar.										
Magistrates' Courts. Sylhet	5,081	6,838	32,420	531	44,870	27,119	4,325	8,099	7,521	47,066
Cachar	1,644	2,392	4,689	296	9,022	10,761	1,042	5,955	2,948	19,806
Court of Session	...	108	1,558	...	1,667	11,427	...	...	1,039	12,466
Total	6,725	9,338	38,668	827	55,559	49,307	5,367	13,154	11,508	79,338

ANNUAL STATEMENTS—(CRIMINAL).

Annual Statement—1—(Criminal).

Statement showing the number of judicial divisions and of officers exercising jurisdiction in criminal cases on the last day of the year ; the work done, and the receipts and charges of the Courts during the year 1878.

	DISTRICT.	Area.	Population.	Number of Sessions Divisions.	Number of divisions of Districts (including Sudder).	TOTAL NUMBER OF OFFICERS. Judges of the High Court.	Sessions Judges of all grades.	Magistrates of all grades. Stipendiary.	Honorary.	Number of Benches of Magistrates.	Number of Criminal Cases originally decided. By the High Court.	By Sessions Judges, Additional, Joint, and Assistant Sessions Judges.	By District Magistrates.	By other Stipendiary Magistrates.	By Honorary Magistrates.	By Benches of Magistrates.	Number of Criminal Cases decided on Appeal. By the High Court.	By Sessions Judges, Additional, Joint, and Assistant Sessions Judges.	By District Magistrates or other Magistrates empowered.	Total receipts of Criminal Courts.	Total charges of Criminal Courts.
																				Rs.	Rs.
Assam Valley.	Goalpara	3,960	407,714	1	2	...	1	4	2	.	...	3	117	446	52	...	1	8	21	4,076	24,596
	Kamroop	3,631	561,680		2	..		6	12	.	...	4	18	621	613	...	..	19	60	10,044	41,546
	Nowgong	3,415	256,390		1	...		3	2	...	...	...	58	427	132	...	2	15	49	7,112	27,475
	Durrung	3,418	236,009		2	..		5	4	.	...	3	180	664	168	...	7	27	9	8,170	27,505
	Sibsagor	2,413	296,589		3	...		8	3	..	...	9	34	1,060	73	...	...	23	9	14,251	37,221
	Lukhimpore	3,145	112,735		3	...		5	1	...	...	...	108	576	20	...	1	12	5	9,450	21,068
	TOTAL	19,982	1,871,117	1	13	...	1	31	24	...	...	19	515	3,794	1,058	...	11	104	153	53,103	1,79,411
Sylhet		5,413	1,719,539	1	4	..	1	9	...	..	.	69	47	2,816	...	. .	29	52	96	46,390	57,865
Cachar		1,285	205,027		2	...		5	...	...	...	15	105	852	...	.	5	24	32	9,170	21,474
	TOTAL	26,680	3,795,683	2	19	...	2	45	24	..	...	103	667	7,462	1,058	...	45	180	281	1,08,663	2,58,750

Annual Statement—2—(Criminal).

Statement of offences reported and of persons tried, convicted, and acquitted of each offence in the Province of Assam in the year 1878.

Nomenclature of offences with Chapter and Section of the Penal Code or other law applicable.	Number of head of crime.	Number of offences reported.	Number of cases struck off as false.	Under trial during the year.		Acquitted or discharged.		Convicted.		Died, escaped, transferred.		Remaining under trial.	
				Cases.	Persons.	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.
Offences against the State, Chapter 6, Indian Penal Code	1	...	...	...	...	...	...	...	...	...	...	...	...
Do. against the Army or Navy, Chapter 7, Indian Penal Code	2	...	...	...	...	...	...	...	...	...	...	...	...
Unlawful assembly	3	216	50	99	490	24	102	71	371	...	...	4	17
Rioting, &c.	4	233	50	172	866	38	187	123	622	2	6	9	51
Affray	5	27	...	17	81	1	7	16	67	...	7	...	...
Offences by public servants.	6	20	2	15	16	8	8	7	8	...	...	...	...
Do. relating to public servants	7	17	1	11	17	2	7	9	10	...	...	...	...
Contempts of the lawful authority of public servants, Chapter 10, Indian Penal Code.	8	296	8	256	600	49	121	205	477	...	...	2	2
False evidence or subornation, &c., of public servants	9	85	5	79	123	29	52	42	59	2	2	6	10
Offences against public justice	10	173	8	148	229	38	59	105	160	1	1	4	9
Do. relating to coin	11	21	1	16	18	6	7	8	9	...	...	2	2
Do. relating to stamps	12	4	...	4	5	...	1	4	4	...	...	...	...
Do. relating to weights and measures, Chapter 13, Indian Penal Code.	13	28	2	17	28	4	6	13	22	...	...	...	...
Do. affecting public health	14	40	16	20	38	5	5	15	33	...	...	...	...
Do. do. safety	15	170	6	159	198	5	7	154	191	...	...	...	...
Do. do. convenience	16	99	7	90	133	7	14	83	119	...	...	...	...
Do. do. decency and morals	17	7	...	7	10	2	4	5	6	...	...	...	...
Keeping lottery office or publishing proposals for lottery	17a	...	...	...	...	...	...	...	...	...	...	...	...
Offences relating to religion, Chapter 15, Indian Penal Code	18	22	14	6	14	5	13	1	1	...	...	...	...
Murder	19	42	7	35	51	15	29	9	9	3	3	8	10
Attempt at murder	20	5	2	4	5	...	...	4	5	...	...	...	...
Culpable homicide	21	37	10	27	48	10	19	12	19	1	2	4	8
Causing death by rash or negligent act	21a	11	1	10	17	4	11	6	6	...	...	...	...
Attempt at culpable homicide	22	...	...	...	...	...	...	...	...	...	...	...	...
Abetment of suicide	23	...	...	...	...	...	...	...	...	...	...	...	...
Attempted suicide	24	30	...	24	25	14	14	8	9	...	...	2	2
Thuggee, &c.	25	...	...	...	...	...	...	...	...	...	...	...	...
Causing miscarriage	26	55	13	7	10	4	6	2	3	...	...	1	1
Injury to unborn children	27	...	...	...	...	...	...	...	...	...	...	...	...
Exposure of infants	28	8	2	6	9	3	4	2	2	...	1	1	2
Concealment of birth by secret disposal of dead body	29	3	...	3	8	1	6	1	1	...	...	1	1
Hurt,— with aggravating circumstances	30	64	16	41	62	7	11	28	37	1	1	5	13
Do. Other cases	31	946	183	464	691	101	184	358	499	...	...	5	8
Wrongful restraint	32	73	17	58	66	9	18	19	48	...	...	...	...
Do. confinement.	33	734	384	163	360	97	199	62	156	...	...	4	5
Criminal force or assault	34	6,550	1,337	2,233	3,265	1,081	1,579	1,137	1,661	2	2	13	23
Kidnapping or forcible abduction,—with aggravating circumstances	35	16	4	11	24	8	13	2	6	...	...	1	5
Do. do. Other cases.	36	70	27	27	50	22	40	4	9	...	...	1	1
Slavery	37	...	...	...	...	...	...	...	...	...	...	...	...
Buying or selling a minor for the purpose of prostitution	38	4	2	3	8	3	8	...	...	...	...	...	...
Forced labor	39	9	7	2	2	1	1	1	1	...	...	...	...
Rape	40	56	35	17	23	13	19	3	3	...	...	1	1
Unnatural offence	41	13	5	6	6	2	2	4	4	...	...	...	...

Theft with aggravating circumstances	42	...	...	...	...	...	...	...	...	...	...	...	...
Do. Other cases	43	4,683	2,112	1,476	2,118	530	887	903	1,147	3	6	10	78
Extortion with aggravating circumstances	44	2	...	2	2	1	1	1	1	..	...	.	..
Do. Other cases	45	132	60	43	60	29	41	14	19	...	..	..	.
Robbery with hurt	46	...	...	...	...	..	.	...	.	.	..	.	.
Do. Other cases	47	36	26	4	8	2	4	1	2	.	.	1	2
Do. Attempts	48	...	...	..	...	.	...	...	..	..	...	...	..
Dacoity with murder	49	...	..	...	...	.	...	...	...	..	..	.	
Do. with attempt to cause death or grievous hurt	50		...	.	..	...	...	..	..		.		..
Attempted robbery or dacoity when armed with deadly weapon	51	.	..	.	...		..	..		..	.		...
Dacoity— Other cases	52	7	5	4	6	2	3	2	3	..			.
Criminal misappropriation of property	53	300	163	108	157	64	98	40	53	..	..	4	6
Do. breach of trust	54	545	207	175	191	108	120	58	61	2	2	7	8
Receiving or habitually dealing in stolen or plundered property	55	237	29	200	287	43	69	146	198	2	2	9	18
Cheating	56	376	160	112	168	62	84	49	83	..	..	1	1
Fraudulent deeds or disposition of property	57	1	1	...	...	.	..	...	...	.	...		.
Mischief with aggravating circumstances	58	231	87	82	101	45	57	33	40	...	...	4	4
Do. Other cases	59	1,169	471	402	593	210	282	187	304	1	1	4	6
Criminal trespass resulting in death or grievous hurt	60	1	.	2	4	1	3	1	1	..	...	...	...
Do. for commission of serious offences	61	862	191	134	200	45	69	87	129	1	1	1	1
Do. Other cases	62	989	327	383	647	176	300	203	329	..	...	4	8
Forgery or uttering or possessing forged documents or papers	63	24	7	20	33	12	22	7	10	.	...	1	1
Counterfeiting or making or possessing a counterfeit seal, &c., for purposes of forgery	64	...	..	1	1	1	1	.	...	.	...	...	...
Fraudulently destroying or defacing a Will or other document	65	27	16	11	12	6	6	5	6	...	...	...	...
Using a false trade or property mark and knowingly selling property so marked	66	2	...	2	3	1	2	1	1	...	...	...	..
Counterfeiting or making or possessing a die, plate or instrument for counterfeiting a trade or property mark.	67	...		...	..	...	...	...	.	...	...	..	...
Removing, destroying, &c., a trade or property mark with intent to cause injury.	68	1	1		...	...	.	...	..	...	...	.	..
Criminal breach of contracts and service, Chapter 19, Indian Penal Code	69	36	5	14	19	10	13	4	6	...	...		
Offences relating to marriage, Chapter 20, Indian Penal Code	70	652	129	151	185	124	154	24	28	...	...	3	3
Defamation, Chapter 21, Indian Penal Code	71	191	66	88	96	66	73	18	19	.	...	4	4
Criminal intimidation, { The threat being to cause death or grievous hurt	72	26	6	19	19	10	10	9	9	...	...	..	.
insult or annoyance { Other cases	73	141	72	60	74	29	36	29	36	1	1	1	1
TOTAL OFFENCES UNDER THE PENAL CODE	...	20,842	6,363	7,720	12,570	3,195	5,098	4,345	7,122	22	38	158	312
OFFENCES UNDER SPECIAL AND LOCAL LAWS.													
Abkari and Excise Acts XXI of 1856, XIII of 1857, I of 1871, and X of 1876	...	211	20	179	261	26	45	151	214	1	1	1	1
Arms, Ammunition, &c., Acts XXXI of 1860 and XI of 1878	...	10		9	12	...	1	9	11	...	...	.	..
Births and Deaths Act V of 1873	...	7	..	7	11	2	4	5	7	...	..	...	
Cattle Trespass Act I of 1871	...	661	250	249	406	113	135	136	221	...		...	...
Civil Procedure Act X of 1877	...	4	..	4	4	1	1	2	2	...	..	1	1
Contract Workmen Act XIII of 1859	...	588	125	299	522	70	125	224	388	1	1	4	8
Emigration Act VII of 1873	...	429	29	321	638	36	58	280	564	...	2	5	14
Ferries Acts I of 1868, II of 1873, and Regulation VI of 1819	...	11	2	9	12	2	2	7	10	...	...	...	..
Forests Act VII of 1878	...	19	...	18	66	5	23	13	42	...	1	...	..
Gambling Act III of 1867	...	4	..	4	15	...	.	4	15	...	...	...	...
53 Geo. III, Chapter 155, Section 106	...	1	...		...	...	...	..		...	...	...	..
Inner Line Regulation V of 1873	..	7	...	7	23	1	3	6	20	...	...	...	...
Jails and Prisons Acts II of 1864 and XXVI of 1870	.	11	...	9	10	1	1	8	9	...	...	...	.
Municipalities Acts III of 1864 and V of 1876	..	176	...	197	216	25	33	172	183	...	...	...	..
Police District Act V of 1861		295	5	275	402	26	35	148	365	...	1	1	1
Poppy Cultivation Act XIII of 1857		3	...	3	3	1	1	2	2	...	..		...
Post Office Act XIV of 1866		13	.	13	14	4	4	8	8	..	...	1	2
Quarantine Regulation I of 1870	..	5		5	30	...	...	5	30	...	...	...	
Stamps Act XVIII of 1869		27	1	28	51	5	7	23	44	...	...	...	...
TOTAL	..	2,482	432	1,636	2,696	318	528	1,303	2,135	2	6	13	27
GRAND TOTAL	..	23,327	6,795	9,356	15,266	3,513	5,626	5,648	9,257	24	44	171	339

Annual Statement—3—(Criminal).

Statement of Miscellaneous Proceedings under the Criminal Procedure Code in the Province of Assam during 1878.

NATURE OF PROCEEDINGS.	Number of cases during the year.	Number of persons concerned.	Discharged	Convicted.	REMARKS.
1. Frivolous or vexatious complaints, Chapter XVI, section 209, I. P. C. .	141	161	.....	161	
2. Proceedings against witnesses under Chapter XXVI	.....	.....	....	.....	
3. Forfeiture of bail or recognizance under Chapter XXVIII	52	66	7	59	
4. Non-attendance of jurors or assessors, Chapter XXIX, section 414 . .	1	1	.....	1	
5. Contempts of Court under Chapter XXXII	37	37	2	35	
6. Dispersion of unlawful assemblies under Chapter XXXVI	.....	.....	. ..	.....	
7. Proceedings under Chapter XXXVII to prevent breach of the peace .	569	833	88	736	
8. Proceedings under Chapter XXXVIII, security for good behaviour . .	194	156	78	60	
9. Proceedings against local nuisances, Chapter XXXIX	156	172	83	70	
10. Possession, Chapter XL . . .	22	.....	.....	.....	
11. Maintenance, Chapter XLI, C. C. P. .	135	116	63	44	
TOTAL ...	1,307	1,542	321	1,166	

Annual Statement—4—(Criminal).

Statement showing the General Result of Criminal Trials in the tribunals of various Classes in the Province of Assam in the year 1878.

CLASS OF TRIBUNAL.	NUMBER OF PERSONS DEALT WITH.								PERSONS DISPOSED OF.									TOTAL NUMBER OF CASES DISPOSED OF.							
	Remaining at the end of last year.	BROUGHT TO TRIAL DURING PRESENT YEAR.						TOTAL.	Discharged without trial.	Acquitted.	CONVICTED				Committed or referred.	Died, escaped or transferred.	Persons remaining at the end of year.	Enquiries under chapter XV and Sessions trials.	SUMMONS CASES.		WARRANT CASES.		TOTAL NUMBER OF CASES.	Average number of days during which each case lasted.	Number of witnesses examined.
											On regular trial.		On summary trial.												
		Under arrest by Police.	Upon warrant.	On summons.	Voluntarily.	Received on commitment or reference.	Received by transfer.				Appealable sentence passed.	Non-appealable sentence passed.	Appealable sentence passed.	Non-appealable sentence passed.					Tried regularly.	Summarily.	Tried regularly.	Summarily.			
I.—MAGISTRATES.																									
Village Officers	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates — Special Magistrates under section 42	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates — Honorary Magistrates sitting singly — 2nd & 3rd class	16	256	307	1,131	53	...	...	1,763	97	824	834	...	...	...	3	1	4	2	560	...	496	...	1,058	4	2,520
Subordinate Magistrates — Honorary Magistrates sitting singly — 1st class	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates — Stipendiary Magistrates sitting singly — 2nd & 3rd class	163	2,012	538	2,215	161	...	3	5,092	633	1,115	3,115	28	...	...	88	22	91	33	1,757	...	1,167	...	2,957	10	13,072
Subordinate Magistrates — Stipendiary Magistrates sitting singly — 1st class	153	3,419	1,180	2,392	176	8	2	7,330	1,164	1,470	831	1,679	148	1,716	145	14	163	75	1,936	1290	1,488	616	4,505	9	16,359
Subordinate Magistrates — Benches of Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under section 46	12	...	...	...	...	39	...	51	...	11	23	14	...	...	3	...	...	3	2	...	32	...	37	20	63
Chief Magistrates of Districts — under ordinary powers	7	573	150	203	63	...	...	996	90	122	65	67	23	579	9	2	39	7	75	274	115	119	590	6	1,552
Chief Magistrates of Districts — under special powers under section 36	...	38	17	6	...	...	...	61	10	10	36	4	...	...	...	...	1	...	...	...	40	...	40	18	161
TOTAL	351	6,298	2192	5,947	453	47	5	15,293	1,994	3,552	4,904	1,792	171	2,295	248	39	298	120	3,430	1,564	3,338	735	9 187	9	33,727
II.—COURTS OF SESSION.																									
Assistant Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Judges, Joint and Additional Judges	12	...	...	...	...	209	...	221	4	74	87	2	...	...	8	5	41	103	...	...	...	...	103	67	737
TOTAL	12	...	...	...	...	209	...	221	4	74	87	2	...	...	8	5	41	103	...	...	...	...	103	67	737
III.—SUPERIOR COURTS OF GENERAL JURISDICTION.																									
Cases coming before the Court under sections 64, 75 and 76 C. P. C., and section 147, High Court's Act	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases committed by the Presidency Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases referred to the Court — under section 263, C. C. P.	...	...	...	...	...	2	...	2	...	2	...	...	...	...	...	...	...	...	...	...	...	...	2	...	...
Cases referred to the Court — under section 257, C. C. P.	1	...	...	...	...	6	...	7	...	...	...	7	...	...	...	...	...	...	...	...	...	...	7	...	...
TOTAL	1	...	...	...	...	8	...	9	...	2	...	...	...	...	...	...	...	...	...	...	...	...	9	...	...
GRAND TOTAL	364	6,298	2,192	5,947	453	264	5	15,523	1,998	3,628	4,991	1,801	171	2,295	256	44	339	223	3,430	1,564	3,338	735	9,290	...	34,464

Annual Statement—5—(Criminal).

Statement showing the Punishments inflicted by the various Criminal Tribunals in the Province of Assam in the year 1878.

CLASS OF TRIBUNAL.	PERSONS SENTENCED TO: Death.	Transportation: For life.	Transportation: For a term.	Imprisonment: Penal servitude.	Imprisonment: Rigorous: With solitary confinement.	Imprisonment: Rigorous: Without solitary confinement.	Imprisonment: Simple.	Fine: Forfeiture of Property.	Fine: With imprisonment.	Fine: Without imprisonment.	Whipping: In addition to other punishment.	Whipping: In lieu of other punishment.	Persons ordered to find or give: Sureties of the Peace.	Persons ordered to find or give: Recognizance.	Persons ordered to find or give: Sureties for good behaviour.	Persons imprisoned in default of security for good behaviour: One year and under.	Persons imprisoned in default of security for good behaviour: Three years and under.	DETAIL OF PUNISHMENT. Fine: Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under Rs. 1,000.	Above Rs. 1,000.	Total amount of fines.	Amount realised.	Amount paid by way of compensation.	Imprisonment: 15 days and under: Rigorous.	15 days and under: Simple.	6 months and under: Rigorous.	6 months and under: Simple.	2 years and under: Rigorous.	2 years and under: Simple.	7 years and under: Rigorous.	7 years and under: Simple.	Above 7 years: Rigorous.	Above 7 years: Simple.	Whipped: 10 stripes and under.	Whipped: 20 stripes and under.	Whipped: 30 stripes and under.	Number of boys whose sentences were commuted to detention in a Reformatory School.
I.—MAGISTRATES.																								Rs.	Rs	Rs.													
Village Officers																																						
Special Magistrates under section 42																																						
Honorary Magistrate sitting singly.						63	1		22	768								769	31					2,848	2,743	286	42	1	21									
Stipendiary Magistrates sitting singly.						1,101	23		360	1,916	3	106	2	410				1,776	476	23	3			23,783	17,000	2,560	349	13	748	10	4					42	53	14
						1,185	37		435	2,266	18	171	62	253	49	39		1,881	776	39	27			38,974	31,462	6,286	314	9	972	27	294	1	5			66	80	41
Benches of Magistrates																			3					75	75				4		20					9		1
District and Divisional Magistrates—cases referred under section 46.						24				3	1	9			2	3																						
Chief Magistrates of Districts. Under ordinary powers.						253	7		20	352	4	21		19	5	8		273	59	25	15			9,106	7,036	1,903	72	2	144	5	37						20	5
Under special powers under section 36.						40			6		1	2							1	5				550	550	100	2		4		16		18					3
TOTAL						3,066	68		863	5,309	27	309	54	682	60	50		4,699	1,336	92	45			75,236	58,866	11,135	779	25	1,893	42	371	1	23			119	153	64
II.—COURTS OF SESSION.																																						
Assistant Judges . . Judges, Joint and Additional Judges.		6	17			62	2		32	2	1							1	22	7	4			2,210	1,603			2	9		26		26		1			1
TOTAL		6	17			62	2		32	2	1							1	22	7	4			2,210	1,603			2	9		26		26		1			1
III.—SUPERIOR COURTS OF GENERAL JURISDICTION.																																						
Cases coming before the Court under sections 64, 75 and 76, C. P. C., and section 147, High Court's Act																																						
Cases committed by the Presidency Magistrates.																																						
Cases referred to the Court. Under section 263, C. C. P.																																						
Under section 287, C. C. P.	3	4																																	2			
TOTAL	3	4																																				
GRAND TOTAL	3	10	17			3,128	70		895	5,311	28	309	54	682	60	50		4,700	1,358	99	49			77,444	60,469	11,135	779	27	1,902	42	397	1	49		1		119	153	65

This statement does not include 412 persons ordered to fulfil contracts under Act XIII of 1859

Annual Statement—6—(Criminal).

Statement showing the result of Appeal, Reference and Revision in Criminal Cases in the Province of Assam during the year 1878.

CLASS OF TRIBUNAL.		Number of Appeals, References and Applications for Revision dealt with, including pending from last year.		Appeals or Applications rejected under Section 278.		Number of Persons.							Total number of Cases and Persons disposed of, including Retires in Columns 4 to 12.		Abates or death, escape, or other cause.		Pending.	
		Cases.	Persons.	Cases.	Persons.	Sentences confirmed.	Sentences reduced or otherwise altered.	Sentences reversed.	Sentences enhanced.	Proceedings quashed.	New trials or further enquiry ordered.	Referred to the High Court for revision.	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.
APPEALS.																		
TO	**FROM**																	
Magistrates of District or other Magistrates authorized under section 266.	Benches of Magistrates ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
	Magistrates sitting singly ...	283	566	26	37	308	72	127	16	—	3	...	281	563	...	...	2	3
Courts of Session	Benches of Magistrates ...	...	...	...	...	...	...	—	...	...	...	...	...	—	...	...	...	...
	Magistrates sitting singly ...	184	310	74	133	80	22	61	8	—	1	...	180	305	...	...	4	5
	Assistant Judges	..	...	...	...	—	...	—	...	—	...	—	—	...	...	...	—	...
Superior Courts	by persons convicted — Deputy Commissioners acting under section 36, C. P. C. ..	9	25	4	16	2	...	5	...	—	...	...	8	23	1	2	...	...
	by persons convicted — Sessions Judges	37	53	19	29	14	6	4	...	—	...	—	37	53	—	...	...	...
	by Government from judgments of acquittal, section 272 — All Courts	...	...	...	...	—	...	—	.	—	...	—	—	...	...	...	...	...
	Total ...	513	954	123	215	404	100	197	24	...	4	...	506	944	1	2	6	8
REFERENCES.																		
TO	**BY**																	
Courts of Session	Deputy Commissioners, cases referred under section 36 ...	8	10	...	...	7	...	3	...	—	...	...	8	10	...	...	—	...
	Assistant Judges, cases referred under section 18 ...	..	.	...	...	—	...	—	...	—	...	...	—	—	...	...	...	...
Superior Courts	Courts of Session, cases referred under section 287 ...	7	7	...	...	3	4	—	...	...	...	—	7	7	—	...	—	...
	Total ...	15	17	...	...	10	4	3	...	..	...	...	15	17	.	...	..	...
REVISION.																		
BY	**OF ORDER OF**																	
District Magistrates ...	Subordinate Magistrates ...	71	79	56	59	—	...	—	...	...	18	2	71	79	...	...	—	—
Courts of Session	Magistrates	57	64	46	53	1	...	—	...	—	...	9	56	63	..	...	1	1
High Court (cases referred for orders under section 296).	Magistrates	12	32	...	...	22	2	7	.	1	...	—	12	32	—	...	—	..
High Court (cases dealt with under section 294).	Magistrates	17	43	10	29	6	...	8	.	—	.	—	17	43	...	...	—	
	Courts of Session	3	4	1	1	3	.	...	.	—	..	—	3	4	...	.	—	..
	Total ...	160	222	113	142	32	2	15	..	.	18	11	159	221	...	...	1	1
	GRAND TOTAL ...	688	1,193	236	357	446	106	215	24	1	22	11	680	1,182	1	2	7	9

Annual Statement—7—(Criminal).

Statement showing use of Juries and Assessors in the Criminal Courts in the Province of Assam in the year 1878.

Classes of Courts in which Jurors or Assessors are employed.	Established or average number of Jury or Assessors in each case, and prescribed qualification.	Number of cases tried by Jury.	Number of cases with Assessors.	JURY TRIALS.					ASSESSORS' TRIALS.			Remarks.
				Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved		Number of cases in which Judges agreed with Assessors.	Number of cases in which Judges differed from		
					Wholly.	Partially.	Whose cases he referred under section 263, C. P. C.	Whose cases he did not refer under section 263, C. P. C.		One Assessor.	Both Assessors.	
Magistrates' Courts under chapter XXXIX, C. P. C. Jurors...	In 53 cases with 226 Jurors.	53	...	53	...	...	...	...	...	...	...	
Courts of Session ... Jurors	Five Jurors and two or three Assessors, qualifications as described in chapter XXIX, Code of Criminal Procedure.	14	79	9	4	1	2	5	62	6	11	All offences, including abetments and attempts falling under chapters 8, 11, 16, 17 and 18 of the Indian Penal Code, are tried by Jury in the Valley Districts. Other cases in these districts, and all cases in Sylhet and Cachar, are tried with the aid of Assessors.
Courts of Session ... Assessors												
High Court, Original Criminal Jurisdiction ... Jurors.	...	...	...	...	...	...	...	...	...	...	..	
Total ...	..	67	79	62	4	1	2	5	62	6	11	